

CHANGING FROM A TRADITIONAL PERMIT TO A NEW REGISTRATION OPERATION PERMIT Revocation of Air Permits

Is your facility, or the operations at it, already covered by an air permit?

In order to be eligible to apply for coverage under a Registration Operation Permit (ROP), all of your facility's previously issued air pollution control permits and orders must be able to be revoked. You will need to follow these steps before applying for coverage under the new Registration Operation Permit.

1. Make sure that you are otherwise eligible for the ROP. The eligibility requirements are included as Appendix A to the Revocation Request form attached to this fact sheet. For more detailed information on ROP eligibility, go to <http://dnr.wi.gov/org/aw/air/apii/regpermits.html>.
2. Submit a written request to the DNR to review your previously issued permits and orders to see if they can be replaced with the more general conditions in the Registration Operation Permit. The Revocation Request form is attached to this fact sheet.
3. After being notified by DNR that your permits and orders are revocable, apply for the ROP. Your permits and orders will not actually be revoked until your facility is officially covered under the ROP. This ensures that you do not operate your facility without a valid permit.

NOTE: If you are interested in having a permit revoked but do not plan on applying for a ROP, these are not the procedures to follow.

Why do the permits and orders need to be revoked?

There are two reasons that previously issued air permits and orders need to be revoked when you receive coverage under the ROP.

- Most existing air permits and orders contain source specific emission limits. A source specific emission limitation is a limit that applies only to your facility based on your specific operations. These specific limits cannot be included in a ROP. The ROPs have general terms and conditions to ensure that they are useful for as many companies as possible. They do not contain limits for individual facilities.
- The Department is committed to covering facilities under a single air permit document. In the past, a facility may have had a number of construction or operation permits and orders, or a number of other emission limitation documents. This led to confusion and in some cases, conflicting requirements. In order to achieve the goal of having a single document that covers the facility, we need to revoke existing permits when we cover your facility under the ROP.

How do I get my air permits and administrative orders revoked for the purpose of getting a ROP?

Wisconsin Administrative Code requires that facilities wishing to have an air permit revoked make a request to the Department in writing. To request your permit and order revocation, please follow these steps:

1. Use the attached form to make your revocation request. You will need to list out all the air pollution control permit and administrative order numbers that have ever been issued to your facility. For help in finding out what your FID number is or what your old air permit and order numbers are:

- a. Search the List of Permits on the web at http://dnr.wi.gov/org/aw/air/permits/APM_toc.htm
 - b. E-mail or phone your Regional Air Contact. <http://dnr.wi.gov/org/aw/air/staff/amstaffdir.pdf>
 - c. E-mail or call Keith Pierce, ROP Air Contact, (608)267-0562, Keith.Pierce@dnr.state.wi.us.
2. Mail the original completed and signed revocation form plus one copy to: Bureau of Air Management, P.O. Box 7921 – AM/7, ROP Revocation Request, Madison WI 53707-7921
You will receive a confirmation email of the receipt of your request. Please be sure to include your e-mail address in Item #5 of the Revocation Request Form. Keep a copy for your records.

Why might a permit or order not be able to be revoked?

Once DNR receives your revocation request form, we will review your previously issued permits and orders to determine whether the terms and conditions in the permit can be replaced by the general conditions in the ROP. If your permits or orders contain requirements that need to be enforceable through an individual permit or order or if your facility is otherwise ineligible for a ROP, we would not be able to revoke the permits or orders under this procedure. Some examples of conditions or situations that would make your permits or orders not revocable are:

- Source specific emission limits to protect ambient air quality, where the ROP conditions would not adequately protect air quality.
- Permit conditions requiring more stringent control efficiencies than are available under the ROP.
- A MACT standard.
- Existence of judicial orders.

We expect to be able to review your permits and send you the 14/21 day notification mentioned below within 3 weeks. However, this will depend on the number of requests we are processing at any one time and the complexity and number of permits that have been issued to your facility.

What happens next?

If your permits are revocable, State rules require that we provide either a 14 day or a 21 day written notification to you and other interested parties on our intent to revoke your permit. After the appropriate number of days we will make the final revocation determination, contingent upon coverage under a ROP, and send you a notification to proceed with the ROP application process.

To apply for a ROP, go to the Registration Permit website. The Online Application will be posted as soon as the ROP has been officially issued and is available for facilities to use. We expect this to be in the fall of 2005.

Once we receive your ROP application, we will verify your eligibility and issue you coverage under the ROP while simultaneously revoking your existing permits. We will not actually revoke your permits and orders until coverage under the ROP is granted.

If we notify you that one or more of your previously issued permits or orders cannot be revoked or if you decide that you are ineligible or do not wish to apply for coverage under a ROP, your existing permits will remain in effect. You do not need to do anything to stop or “undo” the revocation request.

For more information:

- ROP Air Contact -- Keith Pierce at (608)267-0562 or Keith.Pierce@dnr.state.wi.us
- Registration Permit Website at <http://www.dnr.wi.gov/org/aw/air/apii/regpermits.html>